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#51853

Date: January 26, 2023

Subject: Section 31 Transaction Fee Update

The SEC announced that the transaction fee rate under Section 31 of the Securities Exchange Act of 1934 applicable to covered sales will be set at \$8.00 per \$1,000,000 effective on trade date February 24th, 2023 (settling on the “charge date” of February 27th, 2023 as described below).

Under Section 31, the charge date for covered sales in options is the settlement date and the charge date for a covered sale resulting from the exercise of an option settled by physical delivery (i.e., equity options) is the exercise date.

This change is effective on trade date February 24th, 2023 and for exercise and assignment activity beginning on February 27th, 2023.

Additional information on the Section 31 fee rate can be found on the SEC website at <http://www.sec.gov>.

If you have any questions, please contact your Clearing Member representative or the Member Services Help Desk at the following numbers: 800-621-6072 or 800-544-6091. Within Canada, please call 800-424-7320. Clearing Members may also e-mail us at memberservices@theocc.com